



U.S. Department of Justice

Executive Office for Immigration Review

*Board of Immigration Appeals
Office of the Clerk*

5107 Leesburg Pike, Suite 2000
Falls Church, Virginia 22041

Beckett, Eduardo
Beckett Law Firm, PC
PO Box 971067
Physical: 1611 Beech St., Suite B., El Paso,
TX 79925
El Paso, TX 79997

DHS/ICE Office of Chief Counsel - ELP
11541 Montana Ave , Suite O
El Paso, TX 79936

Name: GUTIERREZ SOTO, EMILIO
Riders [REDACTED]

A [REDACTED]

Date of this notice: 12/22/2017

Enclosed is a copy of the Board's interim decision in the above-referenced case.

Sincerely,

Donna Carr

Donna Carr
Chief Clerk

Enclosure

Panel Members:
Guendelsberger,
John

TranC
User team: Docket

Falls Church, Virginia 22041

Files: [REDACTED] El Paso, TX

Date: DEC 22 2017

In re: Emilio GUTIERREZ SOTO
Oscar GUTIERREZ SOTO

IN REMOVAL PROCEEDINGS

MOTION

ON BEHALF OF RESPONDENTS: Eduardo Beckett, Esquire

APPLICATION: Reinstatement of Proceedings

INTERIM ORDER

The respondents have filed a timely motion requesting the Board reconsider our order of November 2, 2017, in which we determined their appeal was untimely filed. The record does not contain an opposition from the Department of Homeland Security. Upon consideration of the arguments and evidence presented with the motion, we agree that reinstatement of the respondents' appeal is warranted in the interest of fairness.

Accordingly, the Board's previous order will be vacated, the appeal will be reinstated, and a decision on the merits of the appeal will be forthcoming.

INTERIM ORDER: The Board's order dated November 2, 2017, is hereby vacated.

INTERIM ORDER: The appeal is reinstated.

FURTHER INTERIM ORDER: A briefing schedule shall be set to afford the parties an opportunity to file a brief.



FOR THE BOARD